

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

DAVID CATANZARO

*Plaintiff*

v.

SEAMON GARSON LLC/LLP, et al.

*Defendant*

Civil Action No. 1:13cv996

Judge Polster

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) JAMES A. DEROCHÉ, ESQ.  
ROCKEFELLER BUILDING, 16TH FLOOR  
614 S. SUPERIOR AVENUE  
CLEVELAND, OHIO 44113

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

MICHAEL P. CASSIDY  
CASSIDY & ASSOCIATES  
11221 PEARL ROAD  
STRONGSVILLE, OHIO 44136

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



Date: May 2, 2013

Geri M. Smith  
CLERK OF COURT

s/Bruce Chancellor

Signature of Clerk or Deputy Clerk

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Civil Action No. 1 : 13cv996

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* James DeRoche  
 was received by me on *(date)* August 14, 2013.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☐ I served the summons on *(name of individual)* \_\_\_\_\_ who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I returned the summons unexecuted because \_\_\_\_\_; or
- ☒ Other *(specify)*: Certified Mail, Service by Clerk on 8/16/2013

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.

I declare under penalty of perjury that this information is true.

Date: August 20, 2013

s/Barbara L. Birr

*Server's signature*

Deputy Clerk

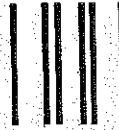
*Printed name and title*

801 West Superior Avenue  
Cleveland, Ohio 44113

*Server's address*

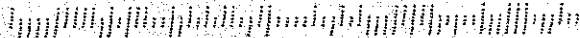
Additional information regarding attempted service, etc:

UNITED STATES POSTAL SERVICE


 First-Class Mail  
 Postage & Fees Paid  
 USPS  
 Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

 CLERK  
 Carl B. Stokes U.S. Courthouse  
 Northern District  
 801 West Superior Avenue  
 Cleveland, Ohio 44113

 CATANZARO V. SEAMAN GARSON LLC/LLP et al  
 1:13-CV-000996


## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

 JAMES DEROCHÉ  
 Rockefeller Bldg., 16th Floor  
 614 W. Superior Avenue  
 Cleveland, Ohio 44113

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

 x *Yana Arbetina* ☐ Agent ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

8/14/13

 D. Is delivery address different from item 1? ☐ Yes  
 If YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes
 2. Article Number  
 (Transfer from service label)

7008 3230 0002 0584 2468

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540